

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)
Plaintiff,) 8:21CR157
vs.)
FABIOLA N. DIAZ,) ORDER
Defendant)

This matter is before the court on the defendant Fabiola N. Diaz's Unopposed Motion to Continue Trial [57]. For the reasons set forth in the motion, the undersigned magistrate judge finds good cause to grant the motion. And, the court has been advised that the co-defendant does not object to the continuance. Accordingly,

IT IS ORDERED that the Motion to Continue Trial [57] is granted as follows:

1. The jury trial, **as to both defendants**, now set for October 25, 2022, is continued to **January 3, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and January 3, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

DATED: October 11, 2022

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**